



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड XII]

शिमला, शनिवार, 29 फरवरी, 1964/10 फाल्गुन, 1885

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भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और जुडिशल कमिशनरज कोर्ट द्वारा अधिसूचनाएं इत्यादि

GOVERNMENT OF HIMACHAL PRADESH EXCISE AND TAXATION DEPARTMENT NOTIFICATION

Simla-4, the 18th February, 1964

No. 2/21/63-E&T.—The Administrator (Lieutenant Governor), Himachal Pradesh on the recommendation of the Departmental Promotion Committee is pleased to order the following promotion and posting with immediate effect:—

Shri Bhup Chand, a substantive permanent Excise Inspector, Mahasu district in the scale of Rs. 180-7½-285/7½-300/10-350 is hereby promoted as officiating Excise and Taxation Officer in the scale of Rs. 250-25-500/25-750 and posted as Excise and Taxation Officer, Mandi and Chamba districts with headquarters at Mandi in the

vacancy caused by termination of re-employment of Shri Zalim Singh, until further orders.

S. C. BHATNAGAR,
Secretary (Excise).

INDUSTRIES DEPARTMENT NOTIFICATION

Simla-4, the 19th February, 1964

No. 1&S. 15(Est.)317/61.—Consequent upon his promotion as Under Secretary (S.A.D. & G.A.D), Shri N. C. Kaushal, Superintendent, Weights and Measures handed over charge of his duties to Dewan Gobind Sahai, Deputy Director of Industries on the 5th February, 1964 (afternoon).

RAGHUBIR SINGH,
Joint Secretary.

GENERAL ADMINISTRATION DEPARTMENT NOTIFICATION

Simla-4, the 7th February, 1964/18th Magha, 1885

No. GAD. 25-766/58.—In exercise of the powers vested in him under section 25 of the Negotiable Instruments Act, 1881, the Lieutenant Governor, Himachal Pradesh, is

pleased to declare that the 30th June, 1964 (Asadha 9, 1886 S.E.) and the 31st December, 1964 (Pausa 10, 1886 S.E.) shall be observed as Bank Holiday in all Banking Establishments within the jurisdiction of Himachal Pradesh.

T. S. NEGI,
Chief Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि

AGRICULTURE DEPARTMENT OFFICE ORDER

Simla-5, the 18th February, 1964

No. Agr. 1-13/59.—In exercise of the powers vested in me vide para. 3 of G.F.R. Volume I, I hereby declare the following officers as Drawing and Disbursing Officers in respect of the Schemes mentioned against each officer:—

Sl. No.	Name of Scheme	Name of Drawing and Disbursing Officer
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1	2	3
1.	E-6—Agricultural Experiment and Research—E-6(2) Regional Sub-station for In-	Assistant Botanist (Millets), Solan.

1	2	3
	tensification of Research on Millets.	
2.	G—Agricultural Education G-2—Agricultural Training School.	Assistant Agronomist, Dhaura Kuan.
3.	D-9—Hybrid Maize Seed Farm	-do-

2. This office order will take effect from the date of issue.

By order,
A. R. THAPAR,
Director.

भाग 3—अग्नियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, जुडिशल कमिशनरज कोर्ट, फाइनेन्शियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

TRANSPORT DEPARTMENT NOTIFICATION

Simla-1, the 9th January, 1964

No. HGT. 102-16/54.—The Lieutenant Governor, Himachal Pradesh, is pleased to constitute a Fund namely "The Himachal Government Transport Employees Benevolent Fund", for the objects given hereunder and to frame the following Rules in respect thereof:—

1. Title.—The Fund shall be called "The Himachal Government Transport Employees Benevolent Fund".

1-A. All the Employees of the Himachal Government Transport will be eligible to become its members.

1-B. The objects for which the Fund is established are:—

To provide relief to officers and staff of Himachal Government Transport in times of—

- (i) death;
- (ii) calamity;
- (iii) disasters;
- (iv) fire;
- (v) flood;
- (vi) house collapse;
- (vii) serious illness;
- (viii) theft;
- (ix) physical incapacitation;
- (x) grave injury; and
- (xi) dire necessity suffered by the Transport Department employee or his dependents.

2. Enforcement date.—The rules will come into force with effect from the 1st of March, 1964.

3. Administration.—A Benevolent Fund Committee consisting of the following members will administer the Fund:—

- | | |
|------------------------------------|----------------------|
| (a) General Manager | Chairman |
| (b) Deputy General Manager (Works) | Member |
| (c) Deputy General Manager (Admn.) | Member |
| (d) Works Manager | Member |
| (e) Automobile Engineer | Member |
| (f) Chief Accounts Officer | Secretary-Treasurer. |

(g) Regional Manager, Dhalli Region

4. Source of Income.—Income from the following

sources shall be credited to the fund:—

(a) Every serving regular employee shall pay a monthly contribution on an *ad-hoc* lump sum basis on the pay range as under. The subscription shall be voluntary and outside the Consolidated Fund of the Central or State Government:

Monthly rate of subscription

Persons drawing pay below Rs. 100 p.m.	0.20 nP.
Persons drawing pay between Rs. 100 p.m. to Rs. 200 p.m.	0.25 nP.
Persons drawing pay more than Rs. 200 p.m. but less than Rs. 300 p.m.	0.40 nP.
Persons drawing pay more than Rs. 300 p.m. but less than Rs. 600 p.m.	0.50 nP.
Persons drawing pay more than Rs. 600 p.m. but less than Rs. 1,000 p.m.	0.75 nP.
Persons drawing pay more than Rs. 1,000 p.m. but less than Rs. 1,500 p.m.	1.00 nP.
Persons drawing pay Rs. 1,500 p.m. and above	2.00 nP.

Note.—Pay as defined in F.R. 9 (21) will be taken as pay for the purposes of collection of subscription.

(b) Initial and/or recurring contribution made by the Himachal Pradesh Government out of departmental revenues at such rate as and when decided or as may be decided from time to time by it, and

(c) Interest accruing on investments made out of this Fund including endowments, if any.

5. Utilisation objects.—The Fund shall be utilised for giving assistance to the members of the Fund for the following purposes:—

(a) Financial relief or assistance to helpless dependents of subscribers, who die in accidents or to those employees rendered permanently or partially incapable of earning their livelihood. The following will be the maxima limits of relief:

(i) In case of death	Rs. 2,000
(ii) In case of permanent disablement	Rs. 2,000
(iii) In case of partial disablement	Rs. 1,000

Provided that in a particular calendar year, the total amount to be appropriated from the Fund, shall not exceed 10% of the total balance at the beginning of the year.

(b) Monetary relief to departmental employees in distress due to serious fire, flood, house collapse, serious theft or in dire necessity to an extent of Rs. 250 in each case—

subject to the general conditions stated below:—

- (i) that the grant of monetary help will depend on the gravity of the disaster actually suffered and the status and financial position of the sufferer or claimant;
- (ii) that the amount at the credit of the Fund shall at no time be allowed to fall below the limit of fifty per cent of the balance at the time of sanctioning the grant; and
- (iii) that due consideration will be given by the Benevolent Fund Committee of the observations and/or recommendations made in each individual case by the Benevolent Fund Advisory Committee of the Unit concerned, comprising of the Head of the Office as Chairman, and three elected members amongst the subscribers to be elected every year in March by a majority of their voted in the presence of the Head of Office concerned, reasons being recorded in writing by the Benevolent Fund Committee in the event of refusal of monetary help or of substantial reduction of the amount recommended by the Unit Advisory Committee.

Note.—The word “family” shall mean wife and children and the word “children” shall mean legitimate children.

The word “Dependents” shall include such relation as are included in the term dependent in the relevant Pension and C.P.F. Rules.

6. Management of the Fund.—Subject to any general, or special directions given by the Himachal Pradesh Government and to those mentioned in the preceding rule, the general management of the affairs of the Fund shall be vested in and rest with the Benevolent Fund Committee.

7. Benevolent Fund Committee membership.—(i) The membership of the Benevolent Fund Committee shall be terminated when the office or appointment which a member holds is vacated by him on transfer to a post outside Transport Department, retirement, resignation from service, death or otherwise when he becomes of an unsound mind, insolvent or is convicted of a criminal offence, involving moral turpitude.

(ii) A resignation of membership shall be tendered to the Chairman of the Benevolent Fund Committee and shall not take effect until it is accepted by him on behalf of the Committee.

(iii) Any vacancy caused by resignation of a serving member shall be filled up by nomination by the Chairman, but in other cases the new incumbent of the post shall be automatically deemed to be member of the Benevolent Fund Committee by virtue of his office.

8. Functioning of Benevolent Fund Committee.—(i) The Benevolent Fund Committee shall function notwithstanding that any person who is entitled to be a member by reason of his office is not a member for the time being and notwithstanding any other vacancy in the said Committee, and that no act or proceeding of the Benevolent Fund Committee shall be invalid merely by reason of the happening of any of the above events or of any defects in the appointment of any member of the Committee.

(ii) The Benevolent Fund Committee shall meet together at least once a month, by giving seven days notice and circulation of agenda to all members, and in emergent cases by giving only three days notice, for the disposal of claims for relief and other benefits specified in rule 5 *supra*. Every matter shall be determined by a majority of votes of the members present and voting on the question subject, however, to the proviso that four members shall constitute the quorum, the Chairman having a right of casting vote.

9. Delegation of powers.—The Benevolent Fund Committee may delegate any of its powers to any sub-committee comprising of one or more members of the Committee, or to any Head of Office to dispose of, in consultation with the Union Advisory Committee referred to in sub-clause (iii) of the proviso to rule 5 *supra*, petty and

emergent claims or to incur expenditure on emergent relief, funeral etc., in case of death, serious accidents or other unforeseen calamities, upto a limit of Rs. 100 in each individual case, subject to the validating sanction by the Committee.

10. Framing of Bye-laws.—Subject to the approval of Chairman, the Benevolent Fund Committee may make bye-laws for the regulation, management and any other purpose connected with the execution of the Fund and the trusts thereof, and may alter, vary or rescind the same from time to time. No resolution will be passed by the Committee which is contrary of these rules.

11. Deposit of moneys.—Unless otherwise determined by the Benevolent Fund Committee, all moneys received from subscribers or other sources shall be deposited in full with the State Bank of India, Simla or any other branch of it or any other Bank approved by that Committee, in current or other accounts.

12. Collection of subscription.—Subscription at the rates referred to in sub-clause (a) of rule 4 *supra* will be recovered monthly in cash by the Head of Office under whom the subscriber may be serving at the time. In case of gazetted officer the payment will be made by the officer concerned in cash to the official authorised by the Committee to collect the same. A formal receipt will be issued to all subscribers in the prescribed printed form under the date initials of the Head of Office concerned.

13. Remittance of collections.—The amount of contributions collected by the Heads of Offices shall be credited in the Himachal Government Transport Employees Benevolent Fund in the State Bank of India, Simla or any other bank authorised under rule 11 above. Such credits shall be intimated monthly by the Head of Office concerned to the Secretary-Treasurer of the Fund with a statement showing the subscriber's name, designation and his number of account, total emoluments drawn, amount of subscription recovered, the date of credit and the name of the Bank in which credited, including the amount of total deposit in which included. These deposits will be reconciled with the Bank's pass book from time to time, and any discrepancies noted therein being settled by the Secretary-Treasurer in direct collaboration with the Head of Office and the Bank concerned.

14. Appointment of staff.—The Benevolent Fund Committee may appoint an Accounts Clerk, and such other staff as may be deemed appropriate from time to time after due consideration of the volume of work and on such terms and conditions as may be found expedient, but in no case more favourable than the departmental employees of equivalent status or category. The expenditure will be chargeable to the Fund.

15. Investment of surplus funds.—The Benevolent Fund Committee shall invest surplus funds in approved Government securities or in fixed deposit with the State Bank of India or with State Co-operative Apex Bank, provided that a reasonable amount shall be kept available for meeting normal requirements.

16. Accounts and Audit.—Regular accounts shall be kept of all moneys and properties belonging to the Fund in such form as may be prescribed by the Chief Accounts Officer from time to time, and shall be audited by Auditors appointed by the Benevolent Fund Committee. A copy of the annual accounts duly audited shall be submitted to the Himachal Pradesh Government along with an annual report on the working of the Fund. The report will, *inter-alia*, indicate the names of beneficiaries, amount of monetary and other help extended and the circumstances under which given. Important decisions taken by the Committee will also be recorded therein. Internal audit of accounts will also be arranged by the Chairman through one of the internal auditors of the Department.

17. Claims for relief or grants.—All claims for relief, grants will be addressed to the Secretary of the Committee and will be submitted through the Head of Office concerned who will give his specific observations and/or recommendations in consultation with the respective Advisory Committee referred to in sub-clause (iii) of proviso to rule 5 of these rules. He will give a complete note stating the grounds and reasons for recommending the claim, and to what extent and for how long the claimant has become

helpless or incapacitated. The claims will be scrutinised by the Secretary as soon as received, and further information collected where necessary, before placing the proposal in the next monthly meeting or in an emergent meeting to be convened in case of grave emergency. When there are more than one claimant for financial assistance from the Fund, the Committee will decide the order of priority in which the assistance will be granted. Heads of Offices shall be competent to draw amounts for disbursement upto Rs. 100 in each case.

18. General.—Every subscriber shall be entitled to seek help from the Fund. The amount contributed to the fund shall be non-returnable, and shall be treated as

charity. The Fund is liable to be wound up by the Government at the request of not less than three fourth majority of subscribers, and the proceeds at the credit of the Fund utilised in such manner and for such charitable objects as may be decided by the Government on the recommendation of the Benevolent Fund Committee. In the event of any dispute regarding interpretation of these rules or any other matter connected with the administration of the Fund, the decision of the Government will be final.

P. P. SIRIVASTAVA,
Joint Secretary.

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

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भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

इस्तहार

न्यायालय श्री रूप सिंह, वी० ए०, एल-एल०, वी०, ऐंडीशनल सब-जज, मंडी, जिला मंडी (हि० प्र०)

मुकदमा दोबानी नं० ६६ मरजूआ १३-३-६३

१. मु० कातकी विधवा गंगू, २. श्री ज्ञान चन्द पुत्र रतन दास (नाबालिग) द्वारा संरक्षक मु० कातकी दादो खुद जाति ब्राह्मण, निवासी शनेश, इलाका सनोर, तहसील सदर, जिला मंडी (वर्दीगण) ।

बनाम

१. श्री रतन दास पुत्र गंगू, जाति ब्राह्मण, निवासी शनेश, इलाका तुंग-सनोर, तहसील सदर ।
२. श्री होड़ी पुत्र जीवा नन्द, जाति ब्राह्मण, निवासी शनेश, इलाका तुंग-सनोर, तहसील सदर ।
३. श्री देव पड़ासा द्वारा श्री गंगा राम (कारकुन) पुत्र नामालूम, निवासी बान्धी, इलाका तुंग गढ़-सनोर, तहसील सदर, जिला मंडी (हि० प्र०) (प्रतिवादी गण) ।

प्रार्थना-पत्र निम्न आदेश २० नियम ५ C.P.C. विज्ञान समाचार पत्र हेतु ।

बनाम श्री देव पड़ासा द्वारा कारकुन श्री गंगा राम, पुत्र नामालूम, जाति ब्राह्मण, निवासी बान्धी, इलाका तुंग गढ़-सनोर, तहसील सदर, जिला मंडी (हि० प्र०) प्रतिवादी नं० ३ ।

उपरोक्त शीर्षक मुकदमा में न्यायालय को निवेदन हो गया है कि प्रतिवादी नं० ३ पर साधारण साधन द्वारा तामील नहीं हो सकती है। अतः प्रतिवादी नं० ३ को इस विज्ञापन द्वारा सूचित किया जाता है कि वह स्वयं या अपने अधोराइज्ड एजेंट या वकील द्वारा इस मुकदमे को पैरवी इस न्यायालय में तिथि ६ मार्च १९६४, (६-३-१९६४) को उपस्थित हो कर करे अन्यथा उसके विपरीत कार्रवाई एक प्रजीय प्रयोग में लाई जावेगी एवं निर्यात किया जावेगा ।

आज तिथि १८ फरवरी, १९६४ को मेरे हस्ताक्षर तथा मुद्रा न्यायालय द्वारा जारी किया गया ।

(मुद्रा)

रूप सिंह,
ऐंडीशनल सब-जज ।

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

शून्य

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

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अनुपूरक

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